

MULTIPLE INVENTORS

IBM Docket No: FIS920010174US1

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**AUTOMATIC DATA INTERPRETATION AND IMPLEMENTATION USING PERFORMANCE
CAPACITY MANAGEMENT FRAMEWORK OVER MANY SERVERS**

the specification of which (check one)

☒ is attached hereto.

☐ was filed on _____ as Application Serial No. _____ and was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability or defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 USC §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Number	Country	Day/Month/Year	Priority Claimed

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below:

Application Number	Filing Date

I hereby claim the benefit under 35 USC §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

DEC 12 '01 15:46 FR IALAW E FISHKILL

914 892 8363 TO 84419196

P.06/31

IBM Docket No.: F15920010174US1

Prior U.S. Applications:

Serial No.	Filing Date	Status (patented, pending, abandoned)
I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Anthony P. DeLio (Reg. No. 18,729); Peter W. Peterson (Reg. No. 31,867); John J. Tomaszewski (Reg. No. 26,241); Robert Curcio (Reg. No. 44,638); Kelly M. Reynolds (47,898); Joseph P. Abate (Reg. No. 30,238); Jesse Abzug (Reg. No. 31,316); Jay H. Anderson (Reg. No. 38,371); Ira D. Blecker (Reg. No. 29,894); Steven Capella (Reg. No. 33,086); Dale M. Crockatt (Reg. No. 35,109); Harold Huberfield (Reg. No. 26,665); Todd M.C. Li (Reg. No. 45,554); Susan Murray (Reg. No. 38,252); Daryl K. Neff (Reg. No. 38,253); Margaret A. Pepper (Reg. No. 45,006); Eric W. Petraske (Reg. No. 28,459); Marc D. Schechter (Reg. No. 28,989); H. Daniel Schnurmann (Reg. No. 35,791); William P. Skladony (Reg. No. 33,787); Tiffany L. Townsend (Reg. No. 43,199).		

Address all telephone calls to: Peter W. Peterson of DeLIO & PETERSON, LLC at (203) 787-0525.

Address all correspondence to: DeLIO & PETERSON, LLC
 121 Whitney Avenue
 New Haven, CT 06510

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Inventor: Christopher L. Molloy

Signature: Christopher L. Molloy

Date

Residence: 1313 Hedgeland Way, Raleigh, North Carolina 27615

Citizenship: USA

Post Office

Address: SAME AS RESIDENCE

(2) Inventor: Gary M. Quesenberry

Signature: Gary Mark Quesenberry

Date

Residence: 2005 Buckskin Drive, Clayton, North Carolina 27520

Citizenship: USA

Post Office

Address: SAME AS RESIDENCE

DEC 12 '01 15:46 FR IPLAN E FISHKILL

014 692 6363 TO 84419106

F.07/31

IBM Docket No.: FISS920010174US1

(3) Inventor: Robert Robinson

Signature:

Robert Carroll Robinson 12-13-2001
Date

Residence: 1813 Rogers Pointe Lane, Greendunor, North Carolina 27522

Citizenship: USA

Post Office

Address:

SAME AS RESIDENCE

ibmf100347000dec

DOCKET: FIS920010174US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

APPLICANT: Quesenberry et al.

SERIAL NO.:

FILING DATE:

FOR: AUTOMATIC DATA INTERPRETATION AND
IMPLEMENTATION USING PERFORMANCE CAPACITY
MANAGEMENT FRAMEWORK OVER MANY SERVERS

ASSOCIATE POWER OF ATTORNEY

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INTERNATIONAL BUSINESS MACHINES CORPORATION, owner of the above identified patent application, hereby appoints Christopher A. Hughes, Reg. No. 26,914; Edward A. Pennington, Reg. No. 32,588; John E. Hoel, Reg. No. 26,279; and Joseph C. Redmond, Jr., Reg. No. 18,753; all of Morgan & Finnegan, as its associate attorneys to prosecute said patent application, to make alterations and amendments therein, to take any and all other actions with regard to this patent application and the resulting patent and to transact all business with the Patent and Trademark Office connected therewith.

Please continue to address all future correspondence to:

DeLIO & PETERSON, LLC
121 Whitney Avenue
New Haven, CT 06510

Respectfully submitted,

By: 

Jay H. Anderson
Reg. No. 38,371

CERTIFICATION OF MAILING UNDER 37 CFR 1.10

"Express Mail" mailing label number E11340221270S Date of Deposit: 12/17/01 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the U.S. Patent & Trademark Office, P.O. Box 2327, Arlington, VA 22202
Name: K.C. INQ-MARS Signature: Karen Big - Mars 12/17/01
ibmf100347000apa



<u>FOREIGN PAT. NO.</u>	<u>COUNTRY</u>	<u>PUBLICATION DATE</u>
WO 00/58903	PCT	10/5/00

OTHER PUBLICATIONS

Howard Lambert, Paul Matthews; *Distributed Intelligence When Handling Queues and Messages Within Queues in Pervasive Client/Server Environments*, Abstract Research Disclosure, July 2000, Article Number 435143, page 1282.

L.J. O'Connor, A. Schade; *A Universal Data Transport Method*; Abstract, Research Disclosure, September 1999, Article Number 425101, page 1255.

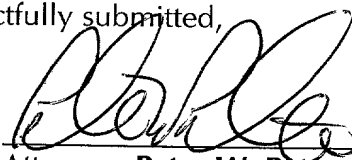
C. Critani, C. Proietti, D. Angeletti, P. Jansen; Abstract: *An Expert System To Assist In Performance Evaluation Of A Complex Mainframe-based Computer Site*; Eleventh International Conference, Expert Systems and their Applications Conference, May 1991.

O. Olatidoye, S. Sarathy, G. Jones, E. Mason, L. Milligan, R. Namburu, A. Tentner; Abstract: *Integrated CAD-FEM Methods For Interpretation And Assessment Of Structural Response Data*; Proceedings of the High Performance Computing Symposium, April 1999.

A copy of each of the foregoing items and Form PTO 1449 are enclosed herewith.

Respectfully submitted,

By:


Attorney: **Peter W. Peterson**
Reg. No.: **31,867**

DeLIO & PETERSON, LLC
121 Whitney Avenue
New Haven, CT 06510
(203) 787-0595

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to the U.S. Patent & Trademark Office, ** as "Express Mail Post Office to Addressee"

Mailing Label No. ET13462212703 on 12/17/01

Name of person mailing paper A.C. ING-MARS

Signature [Signature]

ibmf100347000ids1

Date: 12/17/01

** P.O. Box 2327, Arlington, VA 22202